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22278 U.S. PTO
10/749981
123003

Express Mail #EV 342531135 US
Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

OFGS File No. : P/1259-765 (DIV)
Inventor : Fernand LABRIE
Title : MEDICAL USES OF A SELECTIVE ESTROGEN
RECEPTOR MODULATOR IN COMBINATION WITH SEX
STEROID PRECURSORS
Assignee : Endorecherche, Inc.

The present application is a divisional under 37 C.F.R. §1.53(b) of prior U.S. Patent Application Serial No. 09/330,799, filed June 11, 1999, now allowed, which is a Continuation-in-part application U.S. Patent Application Serial No. 09/096,284, filed June 11, 1998, now U.S. Patent No. 6,465,445, which issued October 15, 2002 in the name of Fernand Labrie and entitled "MEDICAL USES OF A SELECTIVE ESTROGEN RECEPTOR MODULATOR IN COMBINATION WITH SEX STEROID PRECURSORS".

Enclosed herewith please find the following documents in the above-identified application for United States Letters Patent:

- ☒ Print EFS Data Sheet.
- 80 Pages of Specification including Abstract and Claims.
- 34 Numbered Claims Calculated as 1 Claim for Fee Purposes (following Preliminary Amendment).
- 17 Sheets of Drawing Containing Figures 1 to 13. (Formal) (following Preliminary Amendment).
- ☒ Copy of Declaration and Power of Attorney from the prior application under 37 CFR 1.63(d). The entire disclosure of the prior application is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated herein by reference.
- ____ New Declaration and Power of Attorney.
- ☒ Priority under 35 U.S.C. §120 based on United States Application Serial No. 09/330,799, filed June 11, 1999, which in turn, is a Continuation-In-Part application of United States Application Serial No. 09/096,284, filed June 11, 1998, now United States Patent No. 6,465,445, which issued October 15, 2002, is claimed.
- ____ Small Entity Status is claimed.
- ☒ Preliminary Amendment.
- ☒ The prior application was assigned to Endorecherche, Inc. and was recorded on January 25, 1999 at Reel 009721, Frame 0594.
- ☒ Return-Addressed Post Card.

OFGS Check No. 13767 which includes the fee of \$770.000, calculated as follows:

Basic Filing Fee:	\$ 770.00
Additional Filing Fees:	
Total Number of Claims in Excess of 20, times \$18:	
Number of Independent Claims in Excess of 3, times \$86:	
One or More Multiple Dependent Claims: Total \$290.	
Total Filing Fees or	
Total Filing Fee Reduced 50% for Small Entity:	<u>\$770.00</u>

In the event the actual fee is greater than the payment submitted or is inadvertently not enclosed, or if any additional fee during the prosecution of this case is not paid, the Patent and Trademark Office is authorized to charge the underpayment to Deposit Account No. 15-0700.

EXPRESS MAIL CERTIFICATE

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail Post Office to Addressee (mail label #**EV 342531135US**) in an envelope addressed to: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on December 30, 2003:

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Cheryl Desvignes

Cheryl Desvignes

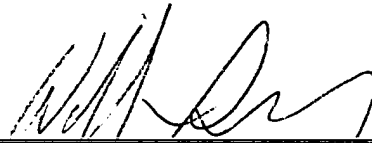
Signature

December 30, 2003

Date of Signature

WOG:db

Respectfully submitted,



William O. Gray, III

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